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UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

DEBORAH H. BEATON,

Plaintiff,

v.

JPMORGAN CHASE BANK N.A.,  
NORTHWEST TRUSTEE SERVICES, INC.

Defendants.

NO. 2:11-cv-0872-RAJ

STIPULATION AND JOINT  
MOTION TO EXTEND TIME FOR  
CHASE'S REPLY BRIEFING AND  
RE-NOTE OF DEFENDANT  
CHASE'S FRCP 12(b)(6) MOTION  
TO DISMISS AND [PROPOSED]  
ORDER THEREON

*September 28, 2012*  
NOTING DATE: ~~October 1, 2012~~

I. JOINT REPRESENTATIONS

The parties hereto jointly represent to the Court as follows:

1. This litigation arises from the conduct of nonjudicial foreclosure proceedings against Plaintiff's real property by Defendants [Dkts. 1, 55];

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2. Defendant JPMorgan Chase Bank, N.A. ("Chase"), filed its Motion to Dismiss [Dkt. 57] Plaintiff's Second Amended Verified Complaint [Dkt. 55] for failure to state a claim upon which relief may be granted, pursuant to Fed. R. Civ. P. 12(b)(6), noting the motion for consideration on September 28, 2012;

3. Defendant Northwest Trustee Services, Inc. ("NWTs") filed its Joinder in and Supplement of Chase's Motion to Dismiss [Dkt. 58], also noting its motion for consideration on September 28, 2012;

4. In response to Chase's and NWTs's dismissal motions, on September 10, 2012, Plaintiff filed both an Opposition [Dkt. 59] and "Affidavit of Civil Rights Violations Committed" [Dkt. 60];

5. Chase's counsel was away from the office when Plaintiffs' Opposition and Affidavit were filed, did not return until September 18, 2012, and was unable to review them until after that date due to the press of business;

6. On short notice, Chase's counsel was unexpectedly and unavoidably required to appear for three different hearings of Motions for Temporary Restraining Orders conducted by the Snohomish County Superior Court in Everett on September 27 and 28, 2012, necessitating approximately one and one-half business days that she intended to devote to drafting Chase's Reply briefing in this matter, and despite best efforts she has been unable to complete same;

7. All parties have graciously agreed to Chase's request to extend time for filing of its Reply briefing, and to re-note Chase's Motion to Dismiss [Dkt. 57] for consideration on October 12, 2012; and

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8. Because NWTs's Joinder in and Supplement of Chase's Motion to Dismiss [Dkt. 58] is necessarily dependent on Chase's Motion to Dismiss [Dkt. 57], all parties have also agreed to re-note NWTs's dismissal motion to October 12, 2012, for judicial economy and the convenience of the Court and parties.

## II. JOINT STIPULATION AND MOTION

In consideration of the foregoing Joint Representations, the parties hereto, by and through their counsel of record, stipulate to and jointly move the Court for entry of an Order granting the following relief:

1. Extending the time for filing Chase's Reply briefing to Plaintiff's Opposition [Dkt. 59] and "Affidavit of Civil Rights Violations Committed" [Dkt. 60] to Chase's Motion to Dismiss [Dkt. 57] to October 12, 2012;

2. Re-noting Chase's Motion to Dismiss [Dkt. 57] for consideration on October 12, 2012;

3. Extending the time for filing NWTs's Reply briefing to Plaintiff's Opposition [Dkt. 59] and "Affidavit of Civil Rights Violations Committed" [Dkt. 60] to NWTs's Joinder in and Supplement of Chase's Motion to Dismiss [Dkt. 58] to October 12, 2012; and

4. Re-noting NWTs's Joinder in and Supplement of Chase's Motion to Dismiss [Dkt. 58] for consideration on October 12, 2012.

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1 IT IS SO STIPULATED this 28<sup>th</sup> day of September, 2012.

2 BISHOP, WHITE, MARSHALL  
3 & WEIBEL, P.S.

4 By: /s/ Barbara L. Bollero  
5 Barbara L. Bollero, WSBA #28906  
6 Attorney for Defendant JP MORGAN  
7 CHASE BANK, N.A.

8 ROUTH CRABTREE OLSEN, P.S.

9 By: /s/ Heidi E. Buck  
10 Heidi E. Buck, WSBA #41769  
11 Attorneys for Defendant  
12 NORTHWEST TRUSTEE SERVICES, INC.

13 DEBORAH R. BEATON

14   
15 Plaintiff, *Pro Se*

16 III. ORDER

17 IT IS SO ORDERED this \_\_\_\_ day of October, 2012.

18  
19 \_\_\_\_\_  
20 Richard A. Jones  
21 United States District Judge

22  
23 STIPULATION AND JOINT MOTION TO  
24 EXTEND TIME FOR CHASE'S REPLY  
25 BRIEFING AND RE-NOTE OF  
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CERTIFICATE OF SERVICE

I hereby certify under penalty of perjury of the laws of the State of Washington and the United States of America that on this 28<sup>th</sup> ~~day of October~~ <sup>September</sup>, 2012, I electronically filed the following document: STIPULATION AND JOINT MOTION TO EXTEND TIME FOR CHASE'S REPLY BRIEFING AND RE-NOTE OF DEFENDANT CHASE'S FRCP 12(b)(6) MOTION TO DISMISS AND [PROPOSED] ORDER THEREON, with the Clerk of the Court using the CM/ECF System, which will serve notice to all parties of record in this matter.

On the same date, I caused to be delivered via the United States Postal Service, a copy of the aforementioned document, postage pre-paid, addressed to the following parties:

Deborah H. Beaton  
31431 46<sup>th</sup> Pl SW  
Federal Way WA 98023

Dated this 28<sup>th</sup> ~~day of October~~ <sup>September</sup>, 2012, at Seattle, Washington.

/s/ Ana I. Todakonzie  
Ana I. Todakonzie

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